

1 LAURA E. DUFFY
2 United States Attorney
3 MARK W. PLETCHER
4 Assistant U.S. Attorney
5 Colorado Bar No.: 34615
6 ROBERT S. HUIE
7 Assistant U.S. Attorney
8 California Bar No.: 237374
9 880 Front Street, Room 6293
10 San Diego, CA 92101
11 Tel: (619) 546-9714
12 Email: mark.pletcher@usdoj.gov

13 JEFFREY KNOX
14 Chief, Fraud Section
15 CATHERINE VOTAW
16 Trial Attorney, Fraud Section
17 Pennsylvania Bar No.: 34823
18 BRIAN YOUNG
19 Trial Attorney, Fraud Section
20 Criminal Division
21 Ohio Bar No.: 0078395
22 Tel: (202) 353-0449
23 Email: Cathy.Votaw2@usdoj.gov

24 Attorneys for the United States

25
26 **UNITED STATES DISTRICT COURT**
27 **SOUTHERN DISTRICT OF CALIFORNIA**

28 UNITED STATES OF AMERICA,

Plaintiff,

v.

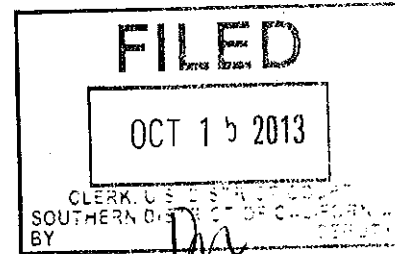
LEONARD GLENN FRANCIS (1),
and JOHN BERTRAND BELIVEAU,
JR. (2),

Defendants.

Case No.: 13023781 JLS

INFORMATION

Title 18, U.S.C., Sec. 371 – Conspiracy to
Commit Bribery



1 The United States charges that, at all times relevant to this Information:

2 1. Defendant LEONARD GLENN FRANCIS was a citizen of Malaysia,
3 residing in Singapore. FRANCIS was the Chief Executive Officer and President of
4 Glenn Defense Marine (Asia) ("GDMA"), a corporation organized under the laws of
5 Singapore, which provided "husbanding" services under contracts with the U.S. Navy
6 to support the Navy's operations in the Pacific Ocean. "Husbanding" involves the
7 coordinating, scheduling, and direct and indirect procurement of items and services
8 required by ships and submarines when they arrive at port.

9 2. Defendant JOHN BERTRAND BELIVEAU, JR., has been employed as a
10 Special Agent by the Naval Criminal Investigative Service ("NCIS") since about
11 2002. BELIVEAU was stationed in Japan from in or about 2005 through in or about
12 2008, and in Singapore from in or about 2008 through in or about March 2012.
13 BELIVEAU was assigned as a Supervisory Special Agent at NCIS Resident Agency,
14 Quantico, Virginia, from in or about April 2012 until in or about September 2013.

15 3. NCIS has conducted several criminal investigations into the activities of
16 FRANCIS and GDMA. Investigative reports concerning those investigations are
17 stored in an internal NCIS database called the NCIS Knowledge Network ("K-NET").
18 These reports are law enforcement sensitive materials which cannot be disseminated
19 without authorization, or to anyone without a need to know that information. As a
20 Special Agent, BELIVEAU had access to K-NET.

21 4. BELIVEAU has never been assigned to supervise or assist with any
22 investigation concerning GDMA, FRANCIS, or any related person or entity. No part
23 of the GDMA-related investigations has involved the NCIS Quantico office since
24 BELIVEAU's assignment there.

25 5. As an NCIS Special Agent, BELIVEAU was a "public official" as defined in
26 18 U.S.C. § 201(a). It was a violation of his official and lawful duties to disclose law
27 enforcement sensitive information without authorization, or to anyone without a need
28

1 to know that information. It was also a violation of his official and lawful duties for
2 him to advise the subject of an investigation on how to respond to that investigation.

3 6. FRANCIS was arrested for his role in the offense charged in this
4 Information on September 16, 2013, in the Southern District of California.

5 THE CONSPIRACY

6 7. Beginning in or about 2008, and continuing to in or about September 2013,
7 defendants FRANCIS and BELIVEAU knowingly conspired to commit bribery, in
8 violation of Title 18, United States Code, Sections 201(b)(1)(A) and (C), and
9 201(b)(2)(A) and (C), with such offense begun and committed on the high seas and
10 outside any particular district.

11 OBJECT OF THE CONSPIRACY

12 8. It was the object of the conspiracy for FRANCIS to obtain law enforcement
13 sensitive information and advice about ongoing criminal investigations into his
14 activities and those of GDMA, and in return to offer and provide things of value to or
15 on behalf of BELIVEAU, including cash, hotel stays, travel, prostitute services, and a
16 laptop.

17 METHODS AND MEANS OF THE CONSPIRACY

18 9. In furtherance of this conspiracy, and to accomplish its object, the following
19 methods and means were used, among others:

20 a. FRANCIS would give, offer, and promise things of value to
21 BELIVEAU, including cash, hotel stays, travel, services of prostitutes, and a laptop
22 computer.

23 b. BELIVEAU would demand, seek, receive, accept and agree to
24 receive and accept these things of value from FRANCIS.

25 c. In exchange for things of value, BELIVEAU would access the
26 NCIS K-NET system, run search queries to obtain NCIS investigative reports relating
27 to FRANCIS and GDMA, and provide FRANCIS with law enforcement sensitive
28

1 information from the K-NET system about ongoing NCIS criminal investigations into
2 FRANCIS and GDMA.

3 e. In exchange for things of value, BELIVEAU would counsel
4 FRANCIS as to how to respond to inquiries made by NCIS pertaining to the ongoing
5 criminal investigations.

6 OVERT ACTS

7 10. In furtherance of the conspiracy and to effect its object, the following overt
8 acts, among others, were committed:

9 a. On or about March 4, 2011, FRANCIS paid the expenses for
10 BELIVEAU to travel to Bangkok and stay for three days at a luxury hotel, and to
11 receive the services of a prostitute for that time, including her time and travel
12 expenses.

13 b. On or about July 6, 2011, BELIVEAU counseled FRANCIS on
14 how to respond to an NCIS agent's inquiries about an ongoing criminal investigation
15 into GDMA's husbanding contracts with the U.S. Navy.

16 c. On or about October 4, 2011, BELIVEAU sent an email to
17 FRANCIS telling FRANCIS that BELIVEAU had some update reports about an
18 ongoing NCIS criminal investigation into GDMA's husbanding contract with the U.S.
19 Navy, and offering to meet with FRANCIS to provide him these law enforcement
20 sensitive reports.

21 All in violation of Title 18, United States Code, Section 371.

22 FORFEITURE ALLEGATIONS

23 11. The allegations set forth in paragraphs 1 through 10 of this Information are
24 incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18,
25 United States Code, Section 981(a)(1)(c), and Title 28, United States Code, Section
26 2461(c).

1 12. Pursuant to Federal Rule of Criminal Procedure 32.2, notice is hereby
2 given to the above-named defendants that the United States will seek forfeiture as part
3 of any sentence in accordance with Title 18, United States Code, Section 981(a)(1)(c),
4 and Title 28, United States Code, Section 2461(c), including but not limited to all
5 property, real or personal, which constitutes or is derived from proceeds traceable to
6 bribes or a bribery conspiracy, as alleged in this Information.

7
8 DATED: October 15, 2013.

9 LAURA E. DUFFY
10 United States Attorney

11 *Robert Huie*
12 By: MARK W. PLETCHER
13 ROBERT S. HUIE
14 Assistant U.S. Attorneys

15 JEFFREY H. KNOX
16 Chief, Fraud Section
17 Criminal Division

18 *Robert Huie for*
19 By: CATHERINE VOTAW
20 BRIAN YOUNG
21 Trial Attorneys
22 Fraud Section
23 U.S. Department of Justice
24
25
26
27
28